

DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION USING AN APPLICATION DATA SHEET (37 CFR 1.76)

Electronic Version v11

Stylesheet Version v10

Title of Invention	System and Method for Reliably Storing Data and Providing Efficient Incremental Backup and Asynchronous Mirroring by Preferentially Handling New Data
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As the below named inventors, we declare that:

This declaration is directed to the invention titled: " System and Method for Reliably Storing Data and Providing Efficient Incremental Backup and Asynchronous Mirroring by Preferentially Handling New Data"

We believe that we are the original and first inventors of the subject matter which is claimed and for which a patent is sought;

We have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

We acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to us to be material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT International filing date of the continuation-in-part application.

All statements made herein of own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

FULL NAME OF INVENTORS:

Inventor 1: WINDSOR WEE SUN HSU	Inventor
Signature :	Citizen of : US
Inventor 2: XIAONAN MA	Inventor
Signature :	Citizen of : CN

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

SYSTEM AND METHOD FOR RELIABLY STORING DATA AND PROVIDING EFFICIENT INCREMENTAL BACKUP AND ASYNCHRONOUS MIRRORING BY PREFERENTIALLY HANDLING NEW DATA

the specification of which is:

Attached hereto

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR §1.56.

Priority Not Claimed

I hereby claim the benefit under 35 USC §120 of any United States application(s), or §365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 USC §112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

(Application Serial No.) (Filing Date)

(Status - patented, pending, abandoned)

Power of Attorney

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Mark C. McCabe (#53,291)
Leonard T. Guzman (#46,308)
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DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first or sole inventor: Xiaonan MaInventor's signature: MaDate: 09/22/2004Residence: 1247 Crescent Terrace, Sunnyvale, CA 94087Citizenship: ChinaPost Office Address: SameFull name of second inventor: Windsor Wee Sun HsuInventor's signature: W.HsuDate: 09/22/2004Residence: 6967 Serenity Way, San Jose, CA 95120Citizenship: USAPost Office Address: Same